

AMENDED IN ASSEMBLY MARCH 28, 2006

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1923**

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**Introduced by Assembly Member Nation**

January 31, 2006

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An act to add Section 906 to the Military and Veterans Code, relating to military benefits.

LEGISLATIVE COUNSEL'S DIGEST

AB 1923, as amended, Nation. Military and veterans: educational benefits.

Existing law provides certain benefits for qualifying members of the California National Guard.

This bill would prohibit any campus of the *University of California, the California State University*, or the California Community Colleges from charging any tuition or fees, *as specified*, to any qualified member, as defined. *These provisions would only apply to the University of California to the extent the regents make them applicable by resolution.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. This act shall be known and may be cited as
- 2 The California National Guard Education Assistance Act of
- 3 2006.
- 4 SEC. 2. Section 906 is added to the Military and Veterans
- 5 Code, to read:

1 906. (a) Notwithstanding any other provision of law, no  
2 ~~campus of the California State University or the California~~  
3 ~~Community Colleges shall charge any mandatory systemwide~~  
4 ~~campus of the University of California, the California State~~  
5 ~~University, or the California Community Colleges shall charge~~  
6 ~~any mandatory systemwide~~ tuition or fees, including enrollment  
7 fees, registration fees, differential fees, or incidental fees, to any  
8 qualified member.

9 (b) *A qualified member shall receive up to 60 units of tuition*  
10 *and fee waivers for every three years that he or she has*  
11 *committed to serve in the California National Guard.*

12 (c) *The total amount of tuition and fee waivers authorized by*  
13 *this section shall not exceed 120 units per qualified member.*

14 ~~(b)~~

15 (d) For purposes of the section, “qualified member” means a  
16 person who:

17 ~~(1) Is currently a member of the California National Guard,~~  
18 ~~and maintains satisfactory service throughout the period that he~~  
19 ~~or she receives educational assistance under this section.~~

20 (1) *Has served or is currently serving in the California*  
21 *National Guard, and has maintained satisfactory service*  
22 *throughout the period that qualifies him or her for educational*  
23 *assistance under this section.*

24 (2) *Has committed to at least five three years of service in the*  
25 *California National Guard.*

26 ~~(3) Is accepted for enrollment at any campus of the California~~  
27 ~~State University or the California Community Colleges.~~

28 ~~(e) A qualified member shall utilize the educational assistance~~  
29 ~~authorized by this section within 10 years from the date that he or~~  
30 ~~she enlisted in the California National Guard.~~

31 ~~(d) Any qualified member who is dismissed from any campus~~  
32 ~~of the California State University or the California Community~~  
33 ~~Colleges due to poor academic performance shall not be eligible~~  
34 ~~to receive the educational assistance under this section in the~~  
35 ~~future.~~

36 (3) *Is accepted for enrollment at any campus of the University*  
37 *of California, the California State University, or the California*  
38 *Community Colleges.*

39 (e) *Any person who joined the California National Guard*  
40 *prior to January 1, 2007, shall be required to reenlist in the*

1 *California National Guard for at least three additional years, in*  
2 *order to receive the educational assistance under this section.*

3 *(f) Any qualified member who is dismissed from any campus of*  
4 *the University of California, the California State University, or*  
5 *the California Community Colleges due to poor academic*  
6 *performance shall not be eligible to receive the educational*  
7 *assistance under this section in the future.*

8 *(g) Any qualified member who receives educational assistance*  
9 *under this section and fails to fulfill his or her commitment to the*  
10 *California National Guard, shall pay to the General Fund an*  
11 *amount equal to the value of the tuition and fees waived under*  
12 *this section.*

13 ~~(e)~~

14 *(h) The Military Department shall determine whether an*  
15 *individual meets the requirements of “qualified member” as set*  
16 *forth in subdivision (b).*

17 *(i) No provision of this section shall apply to the University of*  
18 *California except to the extent that the Regents of the University*  
19 *of California, by appropriate resolution, make that provision*  
20 *applicable.*